

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

ELLEN SMOAK

Plaintiff,

V.

**BIOHEALTH RX, LLC, EDWARD COKE
MANN III, and EDWARD COKE MANN
IV**

Defendants.

CIVIL ACTION NO. 3:25-cv-919

**PLAINTIFF'S AGREED MOTION TO EXTEND DEADLINE TO RESPOND TO
DEFENDANT EDWARD COKE "BUD" MANN III'S MOTION TO DISMISS UNDER
RULE 12(b)(2)**

3. Defendant served verified discovery responses on June 16, 2025. The follow-up deposition of Defendant Bud Mann took place on July 9, 2025, shortly after the stipulated discovery window closed due to scheduling constraints.

4. On July 9, 2025, Plaintiff filed her first agreed motion to extend the response deadline by one week-from July 15 to July 22, 2025. The Court granted that motion.

5. Since that time, defense counsel requested additional time to explore potential resolution of the case through settlement discussions. In light of that request and to facilitate ongoing negotiations, Plaintiff respectfully requests a further extension of the response deadline.

6. Accordingly, Plaintiff now seeks to extend the deadline to respond to the 12(b)(2) motion by an additional three weeks-from July 22, 2025, to August 12, 2025.

7. Counsel for Defendant Bud Mann has confirmed that Defendant does not oppose the relief requested herein.

8. This is Plaintiff's second agreed extension request, and it is not sought for delay but to promote efficiency, facilitate settlement discussions, and further the interests of justice.

9. This motion is made subject to and without waiver of any defenses, objections, or rights of either party, including those relating to jurisdiction.

II. PRAYER

10. WHEREFORE, PREMISES CONSIDERED, Plaintiff respectfully requests that the Court grant this agreed motion and extend her deadline to respond to Defendant Bud Mann's Motion to Dismiss under Rule 12(b)(2) to August 12, 2025, and grant such other and further relief as the Court deems just and proper.

Respectfully submitted,

FARMER & COKER, PLLC

By: /s/ Kaitlyn M. Coker

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ACCEPTED AND AGREED AS TO FORM AND SUBSTANCE:

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ATTORNEY FOR DEFENDANT EDWARD COKE MANN III

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule 7.1(b), I certify that on June 23, 2025, and again on July 11, 2025, I conferred via email with Craig Wilcox, counsel for Defendant Edward Coke "Bud" Mann III, who confirmed that his client does not oppose the relief requested in this motion.

/s/ *Kaitlyn M. Coker*
KAITLYN M. COKER

CERTIFICATE OF SERVICE

I certify that on July 22, 2025, a true and correct copy of the foregoing document was served via the Court's CM/ECF system on all counsel of record.

/s/ *Kaitlyn M. Coker*
KAITLYN M. COKER